

ED 4.2, C 001/a

\* UMASS/AMHERST \*



312066 0271 3225 5

THE COMMONWEALTH OF MASSACHUSETTS  
Department of Education  
SCHOOL BUILDING ASSISTANCE BUREAU  
182 Tremont Street, Boston, Massachusetts 02111

U OF MASS/AMHERST LIBRARY

CHAPTER 645 OF THE ACTS OF 1948

PUBLICATION No. 5839  
APPROVED BY ALFRED C. HOLLAND, STATE PURCHASING AGENT



SBAB-2  
4/1/75

THE COMMONWEALTH OF MASSACHUSETTS  
Department of Education  
SCHOOL BUILDING ASSISTANCE BUREAU  
182 Tremont Street, Boston, Massachusetts 02111

## CHAPTER 645 OF THE ACTS OF 1948

(Including amendments by Chapter 637, approved August 2, 1949; 741, August 23, 1949; 490, May 29, 1950; 508, June 6, 1950; 528, June 12, 1950; 447, June 28, 1951; 389, May 31, 1952; 413, June 6, 1952; 470, June 11, 1953; 329, April 20, 1954; 346, April 27, 1954; 322, April 26, 1957; 358, May 13, 1957; 703, September 4, 1957; 356, June 4, 1958; 591, September 14, 1959; 377, April 14, 1961; 471, May 17, 1961; 467, June 10, 1963; 562, July 23, 1963; 471, June 4, 1964; 707, July 19, 1968; 754, July 25, 1968; 904, September 3, 1969; 793, August 26, 1970; 871, Sections 5 and 7, September 1, 1970; 140, April 1, 1971; 280, May 13, 1971; 1010, November 9, 1971; 766, Section 14, July 17, 1972; 1013, November 12, 1973; 1103, Section 2, November 28, 1973; and 492, Section 18, July 8, 1974)

AN ACT TO ENCOURAGE THE ESTABLISHMENT OF REGIONAL AND CONSOLIDATED PUBLIC SCHOOLS AND TO PROVIDE FINANCIAL ASSISTANCE TO CITIES AND TOWNS IN THE CONSTRUCTION OF SCHOOL BUILDINGS.



Whereas, The deferred operation of this act would tend to defeat its purpose, which is to permit immediately the establishment of certain public schools and to provide financial assistance to cities and towns in the establishment thereof, therefore it is hereby declared to be an emergency law necessary for the immediate preservation of the public convenience.

SECTION 1. To promote the planning and construction of school buildings and the establishment of consolidated and regional schools, in order to insure safe and adequate plant facilities for the public schools, and to assist towns in meeting the cost thereof, there is hereby established in the department of education but not subject to its control, a temporary commission, to be known as the school building assistance commission.\*

SECTION 2. Said commission shall consist of the commissioner of education, ex officio, and six other members, residents of the commonwealth, who shall serve for the effective period of this act. Four of the said members shall be appointed by the governor, with the advice and consent of the council, one of whom shall be designated, from time to time, as chairman by the governor. The remaining two members shall be appointed by the board of education. The action of a majority of the commission shall constitute action by the commission; and, whenever any action is required to be in writing, such writing shall be sufficient when signed by a majority of the members. Each member of the commission shall receive his expenses actually and necessarily incurred by him in the performance of his duties. The commission shall be provided with suitable offices in the city of Boston.

SECTION 3. The commission shall, subject to appropriation, employ an administrator who shall be the executive officer of the commission and, subject to its supervision and control, shall administer the duties imposed upon the commission. The commission may, with the advice of the administrator, subject to appropriation, employ such assistants, experts, clerks and other employees as it may deem necessary to carry out the provisions of this chapter. Said administrator and other employees of the commission shall not be subject to the provisions of chapter thirty-one of the General Laws.

SECTION 4. The powers and duties of the commission shall be, generally, to encourage and foster the establishment and building of consolidated and regional or union public schools in and among the cities and towns of the commonwealth, to conduct surveys and studies relative thereto, and to administer the provisions of this act relative to grants to cities and towns for the planning and construction of school buildings. The commission is hereby specifically authorized to make contracts for surveys or other technical

\*Chapter 572 of the Acts of 1965 abolished the commission and assigned its powers, duties and liabilities to the board of education. (see page 16 of these sheets)



services within the scope of its duties, to provide legal, architectural or other technical advice and assistance to cities and towns or to joint committees thereof in the planning and establishment of regional or consolidated schools, and to recommend to the general court such legislation as it may deem desirable or necessary to further the purposes of this act. The commission shall submit an annual report to the governor and the general court.

SECTION 5. For the purposes of this act, the following phrases shall be defined as follows:-

"Regional school" shall mean any public school established under any provision of law by the action of two or more cities or towns.

"Consolidated school" shall mean any school constructed or enlarged with the intent of eliminating one or more existing schools.

"Regional school building committee" shall mean any agency organized by two or more cities and towns under any provision of general or special law for the purpose of planning or constructing a regional school.

"Regional school district" shall mean any agency established for the purpose of operating a regional school.

"Approved school project" shall mean any project for the construction or enlargement of a regional, consolidated or county agricultural school, or of any public schoolhouse in any city or town, or of any central food production facility for the purpose of preparing school food services for distribution to any schools in a city, town, county, or regional school district, or any project for the acquisition of an existing structure and the land upon which it stands together with such other lands as may be deemed necessary for the remodeling of such structure for use as a public schoolhouse, and shall include the original equipment and furnishings, whether movable or built in, to complete said project, the contract or contracts for which shall have been awarded on or after January the first, nineteen hundred and forty-six, by any city, town, county or regional school building committee, which has been approved by the commission for the purposes of sections seven through nine, inclusive. Approved school project shall also mean any project for the reconstruction, remodeling, rehabilitation and modernization of any schoolhouse in lieu of which, proper utilization of the present educational facilities would require complete structure replacement, the contract or contracts for which shall have been awarded on or after January first, nineteen hundred and sixty-eight, by any city, town or regional school building committee, which has been approved by the commission for the purposes of section seven through nine, inclusive, provided that the amount of money provided from the commonwealth for such reconstruction, remodeling, rehabilitation and modernization shall be limited to one third of the





expenditure for new construction for the previous year. No school construction project shall be an approved school project unless and until the school building assistance bureau and the division of special education in the department of education are satisfied that adequate provisions have been made for children with special needs as defined in section one of chapter seventy-one B of the General Laws. Approved school project shall, in addition, include any project for the construction, acquisition, or enlargement of central food production facilities for the purpose of preparing school lunches for distribution to any school or schools in a city, town, county or regional school district or for the acquisition of a structure or structures and the alteration thereof for use as central food production facilities for such purpose, and shall include the original equipment and furnishings, whether movable or built in, to complete said project; provided, however, that the contract or contracts for any such project is awarded on or after January the first, nineteen hundred and seventy, and is approved by the commission for the purposes of sections seven through nine, inclusive.

"Enlargement of a schoolhouse" shall mean the construction of additional building space for use as a classroom, cafeteria, gymnasium, auditorium, utility room, boiler room, special activity room.

"Net average membership" shall be as defined in section five of chapter seventy of the General Laws; provided, that the net average membership of a town belonging to a regional school district shall include the number of pupils residing in such town who attend the regional school.

"The equalized valuation" shall be established by the general court for the purpose of this act or, if no such valuation has been made, the last preceding valuation made for the purpose of apportioning the state tax.

"Equalized valuation per pupil" shall be the product of dividing the equalized valuation by the net average membership.

"County agricultural school" shall mean the county agricultural schools of Bristol, Norfolk and Essex counties as established under the provisions of sections twenty-five to thirty-seven, inclusive, of chapter seventy-four of the General Laws.

"County" shall mean any of the counties of Bristol, Norfolk or Essex.

SECTION 6. Any regional school district may apply to the commission for reimbursement, in whole or in part, of any expenses incurred on or after January first, nineteen hundred and forty-six, for educational, engineering and architectural services incidental to the planning of a regional school. Architectural services shall include preliminary studies, preliminary plans, working drawings and specifications, estimates and all other work customarily



performed by an architect for the construction of a school prior to the execution of the construction contract by the awarding authority. Such application shall be accompanied by copies of such studies, plans, working drawings, specifications and estimates together with such additional information as the commission may require. The said commission may, if it is satisfied that the plans so submitted are satisfactory with respect to site, type and adequacy of the proposed construction for an approved school project in a regional school district and in the best interest of the respective towns, and the expenses so incurred are reasonable, certify to the comptroller for payment to such regional school district such amount, not exceeding such expenses, as it may deem proper, and the state treasurer shall forthwith make the payments so certified from any funds appropriated therefor.

SECTION 6A. Any city, town or regional school district may apply to the commission for reimbursement, in whole or in part, of any expenses incurred on or after January first, nineteen hundred and forty-six, for surveys made of school building needs and conditions, the contract for which has been approved by the commission. The said commission may, upon completion of the survey, certify to the comptroller for payment to the city, town or regional school district such amount, not exceeding such expenses, as it may deem proper, and the state treasurer shall forthwith make the payments so certified from any funds appropriated therefor.

SECTION 7. Any city, town, regional school district or county may apply to the commission for a school construction grant to meet in part the cost of an approved school project. Such cost shall include interest paid or payable by such city, town, regional school district or county on any bonds or notes issued to finance such project. Such costs shall also include all costs and legal fees to enforce rights on any contracts for the construction of an approved school project. Such application shall be made, in the case of projects, the construction of which has been undertaken before the effective date of this act, within ninety days after such effective date, and in the case of all other projects, before construction has been undertaken. Such application shall be in the form prescribed by the commission, and shall be accompanied by such additional information, drawings, plans, estimates of cost, and proposals for defraying such cost, as the commission may require.

SECTION 7A. Any city, town, regional school district or county which is eligible for aid under the provisions of this chapter and establishes extended courses of instruction in a vocational school, as provided in section thirty-seven A of chapter seventy-four of the General Laws, and wishes to enlarge or construct a school for the purpose of maintaining such extended courses of instruction on a technical institute level shall be eligible for financial assistance in the construction or enlargement of such school in the manner and to the extent provided by this act.



SECTION 8. Forthwith upon receipt of an application under the provisions of section seven, the commission shall examine such application and any facts, estimates or other information relative thereto, and shall determine whether the proposed construction is in the best interests of the city, town, region or county, with respect to its site, type of construction, sufficiency of accommodations, and otherwise. If, in its opinion, such proposed construction should be undertaken, the commission shall determine the estimated approved cost of such construction, which cost may be equal to the estimated cost furnished by such city, town, district or county or a lesser amount, and compute the amount estimated of construction grant to which the town would be entitled under the following section, such computation being based on said approved cost.

Within ninety days after receipt of such application the commission shall notify such city, town, district or county of its approval or rejection thereof, and, in the event of its rejection, of the reasons therefor. Notice of approval hereunder shall be accompanied by a statement of the estimated approved cost as determined by the commission, and an estimate of the amount of school construction grant to which such city, town, district or county may be entitled under the provisions of the following section.

The final approved cost shall be determined by the commission within a reasonable time after the acceptance of the completed project by the local school committee.

Any city or town which has received, in accordance with the provisions of the preceding section, notice of approval and an estimate of the amount of school construction grant to which such city or town may be entitled, may, during the time this chapter remains in effect, borrow from time to time for said approved school project an amount not exceeding said estimated grant, or such larger amount as may be approved by the emergency finance board established under chapter forty-nine of the acts of nineteen hundred and thirty-three, and may issue bonds or notes therefor which shall bear on their face the words, (name of city or town) School Project Loan, Act of 1948. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to the applicable provisions of chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof. The members of the aforesaid emergency finance board when acting under this paragraph shall receive from the commonwealth compensation to the same extent as provided under chapter three hundred and sixty-six of the acts of nineteen hundred and thirty-three, as amended, including chapter seventy-four of the acts of nineteen hundred and forty-five.

If the determination of the final approved cost is delayed because the construction is not completed, the payments preceding determination of the final approved cost may be based upon the estimated



approved cost, and adjustment shall be made in the payment or payments which are made subsequent to the determination of the final approved cost.

SECTION 9. From time to time, the commission shall certify to the comptroller, and the state treasurer shall, within thirty days after each such certification, pay to the several cities, towns, districts and counties, from any amounts appropriated therefor, the amounts due them in accordance with the following clauses:-

(a) The total construction grant for any approved school project in any city or town shall be fifty per cent of the final approved cost of such project multiplied by a percentage, which shall be the proportion, to the nearest tenth of one per cent, which the most recent equalized valuation per school attending child for the entire commonwealth bears to the most recent equalized valuation per school attending child of the city or town; provided, however, that the total construction grant for any project shall not be less than fifty per cent or more than sixty-five per cent of such approved cost.

(Paragraph (a) applies to school projects approved after July 1, 1975)

(b) The total construction grant for any approved school project in a regional school district which includes grades kindergarten through twelve shall be sixty per cent of the product of the final approved cost of the project multiplied by a percentage, which shall be the proportion, to the nearest tenth of one per cent, which the most recent equalized valuation per school attending child for the entire commonwealth bears to the most recent total equalized valuation per school attending child of the towns comprising such district; provided, however, that no grant shall be approved for any amount less than sixty per cent nor more than seventy-five per cent of such approved cost. The total construction grant for any approved school project in a regional school district which does not include grades kindergarten through twelve shall be fifty per cent of the final approved cost of such project multiplied by a percentage, which shall be the proportion, to the nearest tenth of one per cent, which the most recent equalized valuation per school attending child for the entire commonwealth bears to the most recent total equalized valuation per school attending child of the towns comprising such district; provided, however, that no grant shall be approved for any amount less than fifty per cent nor more than sixty-five per cent of such approved cost.

(Paragraph (b) applies to school projects approved after July 1, 1975)

(c) The total construction grant for any approved school project in any county shall be fifty per cent of the final approved cost of such project.





(d) The commission shall use the net average membership for the last school year and the last equalized valuation for the cities, towns and commonwealth, both next prior to the date of the award of the contract for such approved school project.

In the case of any approved school project to be financed in whole or in part from the proceeds of any sale of bonds or notes, the total construction grant shall be paid annually in equal parts to be determined by dividing the total grant by the number of years during which any indebtedness incurred for such project shall remain outstanding; provided, that if such number of years is less than five, the total grant shall be paid annually in five equal parts; and the payments hereinabove provided for shall begin in the calendar year in which the first payment of principal on account of such indebtedness shall become due and payable. In the case of any approved school project which is not to be financed from the proceeds of any sale of bonds or notes, the total grant shall be paid annually in five equal parts beginning in the calendar year in which the construction of such project has been commenced.

Notwithstanding any provisions to the contrary contained in the preceding paragraph, in the case of any approved school project of a city or town for which seventy-five thousand dollars or more has been appropriated from its stabilization fund under the provisions of section five B of chapter forty of the General Laws or, in the case of an approved school project of a regional school district for which seventy-five thousand dollars or more has been appropriated in the aggregate by the member towns from their stabilization funds, the total construction grant shall be paid in the following manner:- a sum equal to the amount so appropriated shall be paid in the year in which construction of such project has been commenced, such payment to be called the matching stabilization fund payment, but in no event shall such payment exceed one hundred thousand dollars or three fourths of the estimated amount of the construction grant, whichever is less, and the remainder of such construction grant shall be paid annually in equal parts to be determined by dividing such remainder by the number of years during which any indebtedness incurred for such project shall remain outstanding; provided that if such number of years is less than five, or if the project is not to be financed from the proceeds of any sale of bonds or notes, such remainder shall be paid annually in five equal parts; and in the case of a project for which indebtedness is incurred, the annual payments hereinabove provided for shall begin in the calendar year in which the first payment of principal on account of such indebtedness shall become due and payable, and in the case of a project which is not to be financed from the proceeds of any sale of bonds or notes, in the calendar year in which the construction of such project has been commenced. The provisions of this paragraph shall not apply unless the amount appropriated from the stabilization fund for the school project or the aggregate amount appropriated therefor from the



stabilization funds of all the member towns of a regional school district was contained in such fund or funds on December thirty-first of the year next prior to the date of the appropriation therefrom. The entire matching stabilization fund payment shall be applied to the cost of the school project provided, however, that whenever a school project has been approved by the commission, the treasurer of the city, town or regional school district with the approval of the mayor, selectmen or regional district school committee may incur debt outside the debt limit in anticipation of the proceeds of such payment and may issue notes therefor payable in not more than one year from their dates. Any such loan issued under this paragraph for a shorter period may be refunded by the issue of other notes maturing within one year from the date of the original loan being refunded.

Notwithstanding the provision of said section five B of said chapter forty that a town may appropriate from its stabilization fund only at an annual town meeting, a town may, for the purposes of the preceding paragraph, appropriate from said fund at either an annual or special town meeting by a two thirds vote.

SECTION 10. Sections one to nine of this act shall take effect on July the first of the current year, and shall cease to be operative on June the thirtieth, nineteen hundred and seventy-six, except that the payments provided by section nine shall be continued thereafter by the state treasurer, subject to appropriation, in accordance with the provisions of said section, on certification by the commissioner of education.

SECTION 11. Repealed by section five of chapter six hundred and thirty-seven of the acts of nineteen hundred and forty-nine.



## REVISIONS:

Chapter 637  
8/2/49

- Section 5  
Paragraph 6 - defines "approved school project"  
Paragraph 7 - defines "enlargement of a school-house"
- Section 9  
Paragraph 3 - changed range of aid from 25%-50% to 35%-65%  
End - added paragraph re: "outside the limit of indebtedness"
- Section 11 - repealed

Chapter 741  
8/23/49

- Section 9  
End - added paragraph re: indebtedness authorized since January 1, 1946

Chapter 490  
5/29/50

- Section 5  
Paragraph 6 - amended to include "original equipment and furnishings, whether movable or built in, ...."

Chapter 508  
6/6/50

- Section 10 - changed "1951" to "1953"

Chapter 528  
6/12/50

- Section 8  
Paragraph 1 - inserted "estimated" and clause re: computation of grant  
Paragraph 2 - changes 90 days to "a reasonable time"  
Paragraph 3 - added  
Paragraph 4 - added  
Paragraph 5 - added

- Section 9  
Paragraph 2 - inserted "final"  
Paragraph 3 - inserted "final"  
Paragraph 5 - deleted "annual" in the first sentence  
- replaced "therefor" by "for such projects" in first sentence  
- deleted "and interest"  
Paragraph 6 - deleted  
Paragraph 7 - deleted

Chapter 447  
6/28/51

- Section 8  
Paragraph 4 - replaced "been authorized to borrow money" by "incurred indebtedness"



- |                        |  |   |
|------------------------|--|---|
| Chapter 389<br>5/31/52 | <u>Section 8</u><br>Paragraph 4  | - struck out fourth sentence  |
| Chapter 413<br>6/6/52  | <u>Section 10</u>  | - changed "1953" to "1959"  |
| Chapter 470<br>6/11/53 | <u>Section 5</u>   | - added to definition of "net average membership" provision for inclusion of member town's pupils attending regional school   |
| Chapter 329<br>4/20/54 | <u>Section 9</u>   | - clarified this section by insertion of first sentence of paragraph (c); no change made in the formula   |
| Chapter 346<br>4/27/54 | <u>Section 6</u><br><u>Section 6A</u>  | - replaced Section 6 by new Section 6 and 6A  |
| Chapter 322<br>4/26/57 | <u>Section 7</u>   | - deleted the words "or the service of any debt incurred therefor" from the first sentence  |
| Chapter 358<br>5/13/57 | <u>Section 9</u>   | - clarified this section by replacing that part of this section which precedes clause (a)   |
| Chapter 703<br>9/4/57  | <u>Section 5</u><br><u>Section 7</u><br><u>Section 8</u><br><u>Section 9</u> | - changed Sections 5, 7, 8, and 9<br>- so as to make the county agricultural schools of Bristol, Essex, and Norfolk eligible to receive state grants for the construction of schools  |
| Chapter 356<br>6/4/58  | <u>Section 10</u>  | - changed "1959" to "1955"  |
| Chapter 591<br>9/14/59 | <u>Section 9</u>   | - replaced last paragraph by a new paragraph which, in addition to preserving the provisions of the replaced paragraph, also provides for a matching grant in year of construction equal to amounts of \$75,000 or more drawn by cities and towns (and towns in regional school districts) from their stabilization funds |





Chapter 377  
4/14/61

Section 9

- replaced last paragraph by three new paragraphs which limit the state's matching stabilization payment to \$100,000 or three fourths of the estimated construction grant whichever is less, and which makes other changes with respect to the use of the stabilization fund and state grant

Chapter 471  
5/17/61

Section 2

- changed Section 2 so as to increase the membership of the Commission from 5 to 7 members

Section 8

- changed Section 8 by deleting the reference to maximum unit costs

Section 9

- changed Section 9 by increasing the construction grants for cities, towns and county agricultural schools from a minimum of 20% to a minimum of 30% of the approved cost-- Section 5 of Chapter 471 makes this increase from 20% to 30% partially retroactive

Chapter 467  
6/10/63

Section 9

- changed Section 9 by increasing the construction grants for cities, towns and county agricultural schools from a minimum of 30% to a minimum of 40% of the approved cost, and for regional school districts from a minimum of 35% to a minimum of 40% of the approved cost--Section 4 of Chapter 467 makes these increases partially retroactive

Chapter 562  
7/23/63

Section 7A

- Section 2 of Chapter 562 inserted a provision to authorize state school construction grants for post-secondary industrial, agricultural and technical facilities



Chapter 471 6/4/64	<u>Section 10</u>	- changed "1965" to "1971"
Chapter 707 7/19/68	<u>Section 9</u>	- changed clause (a) of Section 9 by providing for a maximum grant of 50% to cities and towns in a depressed area
Chapter 754 7/25/68	<u>Section 5</u>	- included reconstruction, remodeling: rehabilitation and modernization within the definition of an approved school project under certain circumstances
Chapter 904 9/3/69	<u>Section 9</u>	- changed clause (b) by providing for a maximum grant of 65% to regional school districts in which all the member cities and towns are in a depressed area
Chapter 793 8/26/70	<u>Section 9</u>	- changed clause (b) again by providing for a maximum grant of 65% to regional school districts in which at least sixty per cent of the member cities and towns are in a depressed or redevelopment area
Chapter 871 (Sections 5 and 7) 9/1/70	<u>Section 5</u>	- changed the definition of "approved school project" by including therein the construction, acquisition and alteration of central food production facilities
Chapter 140 4/1/71	<u>Section 8</u>	- changed the second paragraph of section 8 by striking out the words "within a reasonable time" and inserting in place thereof the words "within ninety days."
Chapter 280 5/13/71	<u>Section 10</u>	- changed "1971" to "1976"
Chapter 1010 11/9/71	<u>Section 7</u>	- changed the definition of cost of an approved school project so as to include interest.



Section 9  
clause (a)

- eliminated the formula and provided that all cities and towns shall receive a flat grant of fifty per cent except cities and towns in depressed areas, which will receive a flat grant of sixty-five per cent. Changed the words "October-November" to "October or November."

## clause (b)

- changed the range for regional school districts from forty to sixty-five per cent to a range of fifty to sixty-five per cent and changed the words "October-November" to "October or November."

## clause (c)

- deleted the formula for counties, which will now receive a flat grant of fifty per cent.

## clause (d)

made a technical change only.

## (Retroactivity)

- chapter 1010 is retroactive to all projects approved after 1/1/71.

Chapter 766  
(Section 16)  
7/17/72

Section 5

- requires joint approval of all school plant proposals by the School Building Assistance Bureau and the Division of Special Education in relation to accommodations for students with special needs.

Chapter 1018  
11/12/73

Section 5

- includes the acquisition of existing structures within the definition of approved school project.

Chapter 1103  
11/28/73

Section 7

- includes in the cost of an approved school project legal fees to enforce rights on any contract for the construction of an approved school project.



Chapter 492  
(Section 18)  
Approved 7/8/74

Section 9  
clause (a)

- eliminates special percentages for school projects in depressed areas and provides that the percentages for cities and towns for school construction grants shall be between 50 and 65%.

clause (b)

- eliminates special percentages for depressed areas and provides that percentages for regional school districts which include all the grades from kindergarten through grade 12 shall be between 60 and 75%, and with respect to all other regional school districts, the percentages shall be between 50 and 65%.





## EXCERPTS FROM CHAPTER 572 OF THE ACTS OF 1965

SECTION 42. The school building assistance commission, established by chapter six hundred and forty-five of the acts of nineteen hundred and forty-eight, is hereby abolished, and the terms of all members of said commission are hereby terminated. All powers, duties and liabilities of said commission shall hereafter be exercised and discharged by the board of education.

All employees of said school building assistance commission on the effective date of this section shall be transferred to the state department of education without loss of seniority, retirement or other rights.

All unexpended balances of moneys appropriated for said school building assistance commission shall be transferred to and made available for expenditure by the board of education.

SECTION 43. Notwithstanding the provisions of this act, any board, commission, council, division or other agency, whose powers are abolished, merged and consolidated with, transferred or allocated to the board of higher education or the board of education, established by this act, shall continue to function until said boards are organized.

[Note: The board of education was organized on February 24, 1966.]

SECTION 49. School projects begun or now in process of construction under the provisions of chapter six hundred and forty-five of the acts of nineteen hundred and forty-eight may be concluded in accordance with said chapter six hundred and forty-five. Pending applications for school building assistance shall be transferred to the board of education on the organization of said board and shall be processed by said board.





